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4 UNITED STATES DISTRICT COURT
5 EASTERN DISTRICT OF WASHINGTON
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7 UNITED STATES OF AMERICA,

No. CR-13-024-FVS-4

8 Plaintiff,

ORDER GRANTING MOTION
AND MODIFYING CONDITIONS
OF RELEASE

9
10 vs.

11 ROLLAND MARK GREGG,

☒ Motion Granted

12 Defendant.
13

(ECF No. 228)

14 At the December 18, 2013, hearing on Defendant's Motion to Modify,
15 Defendant was present with counsel Douglas D. Phelps. Assistant U.S. Attorney
16 Earl A. Hicks represented the United States. U.S. Probation Officer Melissa
17 Hanson also addressed the Court.

18 The Defendant seeks to modify his urinalysis testing condition. Defendant
19 represents that his test results have been clean for several months, that the Pretrial
20 Services officer in the Western District has suggested he request a modification of
21 this condition, and that the current requirement that he call in daily to see if he is
22 required to take a random test that day is causing difficulties with his work
23 schedule.

24 The United States believes the U.S. Probation Office is in the best position
25 to determine how often the Defendant submits to testing.

26 Pursuant to the "Appearance Bond" signed by U.S. Magistrate Theiler of the
27 U.S. District Court for the Western District Court of Washington on 2-20-13,
28 Defendant is subject to drug/alcohol monitoring "as directed by Pretrial Services."

ORDER GRANTING MOTION AND MODIFYING
CONDITIONS OF RELEASE - 1

1 This Court finds that conditions of release, including testing for illegal
2 substances at the discretion of the supervising Pretrial Services officer, but which
3 would, absent a particularized suspicion of use or possession, permit random
4 testing less frequently than currently conducted, would nevertheless reasonably
5 assure both the Defendant's appearance and the safety of other persons.

6 **IT IS ORDERED** the Defendant's Motion, **ECF No. 228**, is **GRANTED**.
7 Defendant shall submit to urinalysis testing as often as the supervising U.S.
8 Probation Officer deems appropriate but, absent a particularized suspicion of use
9 or possession, may in the discretion of Pretrial Services be less frequently than
10 currently conducted.

11 All other conditions of release not inconsistent herewith to remain in full
12 force and effect.

13 DATED December 18, 2013.



A handwritten signature in black ink, appearing to be "M", is written over a horizontal line.

JOHN T. RODGERS
UNITED STATES MAGISTRATE JUDGE